

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MINNESOTA
FOURTH DIVISION**

ERIC MITCHELL, on behalf of himself
and all others similarly situated,

Civil Action No. 05cv1320 PAM/RLE

Plaintiff,

v.

ORDER

FRANKLIN BANK, S.S.B.,

Defendant.

Pursuant to the parties Stipulation, this action is hereby dismissed with prejudice, each side to bear their own costs and fees.

IT IS SO ORDERED:

Dated: September 7, 2007

s/Paul A. Magnuson

PAUL A. MAGNUSON

United States District Court Judge